1 The Honorable Barbara J. Rothstein 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 WESTERN DISTRICT OF WASHINGTON 8 AT SEATTLE 9 SUNDEE BERG, an individual, 10 Plaintiff, No. C15-01890-BJR 11 v. 12 STIPULATION AND SUBJOINED 13 KING COUNTY, et al., a political subdivision, ORDER TO DISMISS REMAINING DOW CONSTANTINE, King County DEFENDANTS KING COUNTY, 14 Executive and an individual, the WILLIAM HAYES, TROY BACON, DEPARTMENT OF ADULT AND JUVENILE RAMONA FLORES AND CAROLL 15 DETENTION, et al., a local government **BUDNY** 16 agency, WILLIAM HAYES, DAJD Director and an individual, TROY BACON, DAJD NOTE ON MOTION CALENDAR: 17 Captain and an individual, RAMONA January 12, 2017 18 FLORES, DAJD Senior Human Resource Analyst and an individual, CAROLL BUDNY, 19 DAJD Human Resource Analyst and an individual. 20 21 Defendants. 22 STIPULATION TO DISMISS 23 The parties, through their counsel, hereby stipulate that, having concluded discovery, 24 Plaintiff agrees not to pursue this case further, and Defendants agree not to seek any costs 25 or fees in this case. The parties further stipulate that the remaining defendants: King 26 County (including its subdivisions), William Hayes, Troy Bacon, Ramona Flores and 27 STIPULATION AND SUBJOINED ORDER TO DISMISS REMAINING DEFENDANTS (C15-01890-MJP) - 1

1 Caroll Budny should be dismissed, with prejudice, as parties to this case, without costs or 2 fees awarded to any party and that this case may be closed. 3 DATED: January 12, 2017 4 By: <u>s/Lisa Elliott</u> 5 LISA ELLIOTT, WSBA #41803 JOSEPH W. CREED, WSBA #42451 6 Attorneys for Plaintiff 7 Law Office of Joseph W. Creed 11120 NE 2nd St., Ste. 200 8 Bellevue, WA 98004 9 Phone: (206) 569-6422 Email: lelliott@cefirm.com 10 jcreed@cefirm.com 11 By: s/Endel Kolde 12 ENDEL KOLDE, WSBA #25155 Senior Deputy Prosecuting Attorney 13 Attorney for Defendants 14 King County Prosecuting Attorney 500 Fourth Avenue, Suite 900 15 Seattle, WA 98104 Phone: (206) 296-8820 / Fax: (206) 296-8819 16 Email: endel.kolde@kingcounty.gov 17 18 **ORDER** 19 In accordance with the stipulation of the parties, IT IS ORDERED that plaintiff 20 Sundee Berg's remaining claims against all remaining Defendants are dismissed with 21 prejudice and without assessment of costs or attorneys' fees to either party. The case 22 23 will be closed after judgment is entered. 24 25 Barbara Jacobs Rothstein 26 U.S. District Court Judge 27

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